

LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required to Complete This Page

1. Registrant Name ☒ Organization/Lobbying Firm ☐ Self Employed Individual

AKIN GUMP STRAUSS HAUER & FELD

2. Address ☐ Check if different than previously reported

Address1 **1333 NEW HAMPSHIRE AVE., NW** Address2

City **WASHINGTON** State **DC** Zip Code **20036** - Country **USA**

3. Principal place of business (if different than line 2)

City State Zip Code - Country

4a. Contact Name

b. Telephone Number c. E-mail

5. Senate ID#

SMITH W. DAVIS

☐ International Number

(202) 887-4117

mstosik@akingump.com

682-1002203

7. Client Name ☐ Self ☐ Check if client is a state or local government or instrumentality

6. House ID#

PRIVATE EQUITY COUNCIL

317840415

TYPE OF REPORT 8. Year **2008** Q1 (1/1 - 3/31) ☐ Q2 (4/1 - 6/30) ☒ Q3 (7/1-9/30) ☐ Q4 (10/1 - 12/31) ☐

9. Check if this filing amends a previously filed version of this report ☐

10. Check if this is a Termination Report ☐ Termination Date 11. No Lobbying Issue Activity ☐

INCOME OR EXPENSES - YOU MUST complete either Line 12 or Line 13

12. Lobbying

INCOME relating to lobbying activities for this reporting period was:

Less than \$5,000 ☐

\$5,000 or more ☒ \$ **150,000.00**

Provide a good faith estimate, rounded to the nearest \$10,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).

13. Organizations

EXPENSE relating to lobbying activities for this reporting period were:

Less than \$5,000 ☐

\$5,000 or more ☐ \$

14. REPORTING Check box to indicate expense accounting method. See instructions for description of options.

☐ **Method A.** Reporting amounts using LDA definitions only

☐ **Method B.** Reporting amounts under section 6033(b)(8) of the Internal Revenue Code

☐ **Method C.** Reporting amounts under section 162(e) of the Internal Revenue Code

Signature Filed Electronically

Date 07/21/2008

Printed Name and Title Smith W. Davis, Partner

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Add additional page(s) as needed.

15. General issue area code

BAN

BANKING

(one per page)

16. Specific lobbying issues

Senate Banking Committee oversight of private equity firms and consideration of legislation regarding same; H.R. 2834 provisions related to tax treatment of carried interest for certain partnerships; S. 1624 provisions related to tax treatment of private equity funds that become publicly-traded partnerships

17. House(s) of Congress and Federal agencies

☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, White House Office

18. Name of each individual who acted as a lobbyist in this issue area

| First Name | Last Name | Suffix | Covered Official Position (if applicable) | New |
|------------|------------|--------|---|-------------------------------------|
| Caryn | Dyson | | Prof staff mbr to Sen BreauX, 2003-04; Intrn to | <input checked="" type="checkbox"/> |
| Caryn | Dyson | | Sen Mikulski, 1999 | <input type="checkbox"/> |
| Smith | Davis | | | <input type="checkbox"/> |
| Vic | Fazio | | | <input type="checkbox"/> |
| Jayne | Fitzgerald | | | <input type="checkbox"/> |
| Travers | Garvin | | | <input type="checkbox"/> |
| Rob | Leonard | | | <input type="checkbox"/> |
| Jeff | McMillen | | | <input type="checkbox"/> |
| Ken | Mehlman | | | <input type="checkbox"/> |

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒ Check if None

Printed Name and Title

Smith W. Davis, Partner

ADDENDUM for General Lobbying Issue

BAN - BANKING

| Name | | | Covered Official Position (if applicable) | New |
|---------|-------|--------|---|--------------------------|
| First | Last | Suffix | | |
| Valerie | White | | | <input type="checkbox"/> |
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Printed Name and Title Smith W. Davis, Partner

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15. General issue area code

FIN

FINANCIAL INSTITUTIONS/INVESTMENTS/SECURITIES

(one per page)

16. Specific lobbying issues

House Financial Services committee oversight of private equity firms and consideration of legislation regarding same; H.R. 2834 provisions related to tax treatment of carried interest for certain partnerships; S. 1624 provisions related to tax treatment of private equity funds that become publicly-traded partnerships

17. House(s) of Congress and Federal agencies

☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, Treasury - Dept of, White House Office

18. Name of each individual who acted as a lobbyist in this issue area

| First Name | Last Name | Suffix | Covered Official Position (if applicable) | New |
|------------|------------|--------|---|-------------------------------------|
| Caryn | Dyson | | Prof staff mbr to Sen BreauX, 2003-04; Intrn to | <input checked="" type="checkbox"/> |
| Caryn | Dyson | | Sen Mikulski, 1999 | <input type="checkbox"/> |
| Smith | Davis | | | <input type="checkbox"/> |
| Vic | Fazio | | | <input type="checkbox"/> |
| Jayne | Fitzgerald | | | <input type="checkbox"/> |
| Travers | Garvin | | | <input type="checkbox"/> |
| Rob | Leonard | | | <input type="checkbox"/> |
| Jeff | McMillen | | | <input type="checkbox"/> |
| Ken | Mehlman | | | <input type="checkbox"/> |

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒ Check if None

Printed Name and Title

Smith W. Davis, Partner

ADDENDUM for General Lobbying Issue

FIN - FINANCIAL INSTITUTIONS/INVESTMENTS/SECURITIES

| Name | | | Covered Official Position (if applicable) | New |
|---------|-------|--------|---|--------------------------|
| First | Last | Suffix | | |
| Valerie | White | | | <input type="checkbox"/> |
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15. General issue area code

RET

RETIREMENT

(one per page)

16. Specific lobbying issues

H.R. 2834 provisions related to tax treatment of carried interest for certain partnerships; S. 1624 provisions related to tax treatment of private equity funds that become publicly-traded partnerships

17. House(s) of Congress and Federal agencies

☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, Treasury - Dept of, White House Office

18. Name of each individual who acted as a lobbyist in this issue area

| First Name | Last Name | Suffix | Covered Official Position (if applicable) | New |
|------------|------------|--------|---|-------------------------------------|
| Caryn | Dyson | | Prof staff mbr to Sen Breaux, 2003-04; Intrn to | <input checked="" type="checkbox"/> |
| Caryn | Dyson | | Sen Mikulski, 1999 | <input type="checkbox"/> |
| Smith | Davis | | | <input type="checkbox"/> |
| Vic | Fazio | | | <input type="checkbox"/> |
| Jayne | Fitzgerald | | | <input type="checkbox"/> |
| Travers | Garvin | | | <input type="checkbox"/> |
| Rob | Leonard | | | <input type="checkbox"/> |
| Jeff | McMillen | | | <input type="checkbox"/> |
| Ken | Mehlman | | | <input type="checkbox"/> |

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒ Check if None

Printed Name and Title

Smith W. Davis, Partner

ADDENDUM for General Lobbying Issue

RET - RETIREMENT

| Name | | | Covered Official Position (if applicable) | New |
|---------|-------|--------|---|--------------------------|
| First | Last | Suffix | | |
| Valerie | White | | | <input type="checkbox"/> |
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15. General issue area code

TAX

TAXATION/INTERNAL REVENUE CODE

(one per page)

16. Specific lobbying issues

Tax issues affecting private equity firms: S. 1624, H.R. 2834, H.R. 2785, H.R. 6275

17. House(s) of Congress and Federal agencies

☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, Treasury - Dept of, White House Office

18. Name of each individual who acted as a lobbyist in this issue area

| First Name | Last Name | Suffix | Covered Official Position (if applicable) | New |
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| Caryn | Dyson | | Sen Mikulski, 1999 | <input type="checkbox"/> |
| Smith | Davis | | | <input type="checkbox"/> |
| Vic | Fazio | | | <input type="checkbox"/> |
| Jayne | Fitzgerald | | | <input type="checkbox"/> |
| Travers | Garvin | | | <input type="checkbox"/> |
| Rob | Leonard | | | <input type="checkbox"/> |
| Jeff | McMillen | | | <input type="checkbox"/> |
| Ken | Mehlman | | | <input type="checkbox"/> |

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒ Check if None

Printed Name and Title

Smith W. Davis, Partner

ADDENDUM for General Lobbying Issue

TAX - TAXATION/INTERNAL REVENUE CODE

| Name | | | Covered Official Position (if applicable) | New |
|---------|-------|--------|---|--------------------------|
| First | Last | Suffix | | |
| Valerie | White | | | <input type="checkbox"/> |
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15. General issue area code

TRD

TRADE (DOMESTIC/FOREIGN)

(one per page)

16. Specific lobbying issues

H.R. 2834 provisions related to tax treatment of carried interest for certain partnerships; S. 1624 provisions related to tax treatment of private equity funds that become publicly-traded partnerships

17. House(s) of Congress and Federal agencies

☐

Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, Treasury - Dept of, White House Office

18. Name of each individual who acted as a lobbyist in this issue area

| First Name | Last Name | Suffix | Covered Official Position (if applicable) | New |
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| Caryn | Dyson | | Sen Mikulski, 1999 | <input type="checkbox"/> |
| Smith | Davis | | | <input type="checkbox"/> |
| Vic | Fazio | | | <input type="checkbox"/> |
| Jayne | Fitzgerald | | | <input type="checkbox"/> |
| Travers | Garvin | | | <input type="checkbox"/> |
| Rob | Leonard | | | <input type="checkbox"/> |
| Jeff | McMillen | | | <input type="checkbox"/> |
| Ken | Mehlman | | | <input type="checkbox"/> |

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒

Check if None

Printed Name and Title

Smith W. Davis, Partner

ADDENDUM for General Lobbying Issue

TRD - TRADE (DOMESTIC/FOREIGN)

| Name | | | Covered Official Position (if applicable) | New |
|---------|-------|--------|---|--------------------------|
| First | Last | Suffix | | |
| Valerie | White | | | <input type="checkbox"/> |
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